

Program Name/Description	Statute	Administrative Code	Funding Source(s)	Unfunded Mandates		Unfunded Mandates	Recommended for Transfer	Details/Notes
				Chief Area	OSDH Area(s)			
Assisted Living Centers	63 O.S. § 1-890.4 63 O.S. § 1-1001.5; 63 OS§ 1-1001.7	OAC 310:663	42% fees, 58% appropriation	Chief Protective Officer	Long Term Care Service		Transfer to AG (consumer complaints) or Labor or DEQ	Category of facility licensed by Long Term Care
Bedding Industry	63 O.S. § 1-1002.1 et. Seq.	OAC 310:215	22% fees, 78% appropriation	Chief Protective Officer	Consumer Health Service			
Bunk Beds: Whitney Sparks Act	OAC 310:220	OAC 310:220	Subsidized with state	Chief Protective Officer	Consumer Health Service			
Child Day Care Inspections	contract; 10 O.S. § 404	OAC 340:110-1-17	DHS payment of \$100 per inspection	Chief Protective Officer	Consumer Health Service contract			
Child Death Review Board	10 O.S. §; 10-1150.3		Federal or state for staff PIN	Chief Health Services Officer	Injury Prevention Service; Maternal Child Health			27-member body conducting case reviews of child mortality, related policies. OSDH Commissioner
Child Guidance	63 O.S. § 1-208; 310:525-3-1	OAC 310:525-3-1	State and Millage Dollars	Chief Health Services Officer	Family Support and Prevention Service			
Children First	63 O.S. § 1-110.1	OAC 310:528	State, Millage, Medicaid	Chief Health Services Officer	Family Support and Prevention Service			
Concussion Management Information	70 O.S. § 24-155		Federal or state for staff PIN	Chief Protective Officer	Injury Prevention Service			Mandated concussion resources website for informing school districts and sports organizations on head injury.
Dementia Care Training - Board of Health to Promulgate Rules	Enc. HB 1620 eff. 11/1/2017; 63 O.S. § 1-1991	42 CFR 483.152(b)(5)	Subsidized with state	Chief Protective Officer	Long Term Care Service			
Dental Health Service	63 O.S. § 1-114.2 & 63 O.S. § 1-2712	OAC 310:526-1-1	Subsidized with state	Chief Health Services Officer	Community and Family Health Services			
Drugs, Devices and Cosmetics and Implantation of Microchip or Permanent Marks	63 O.S. § 1-1401 et. Seq.	OAC 310:240	Subsidized with state	Chief Protective Officer	Consumer Health Service			
Emergency Medical Services	63 O.S. §1-2501	OAC 310:641	42% fees, 58% appropriation	Chief Protective Officer	Emergency Medical Services		Transfer to Medical Licensure Board Require review by State Fire Marshall, local building code officials and require self cert Reduce statutory mandate for inspections Transfer	
Health Facility Plan Reviews	63 O.S. §1-707; 63 O.S. § 1-860.5; 63 O.S. § 1-1908 63 O.S. § 1-704; 63 O.S. § 1-705; 63 O.S. § 1-711	OAC 310:667	42% fees, 58% appropriation	Chief Protective Officer	Medical Facilities Service			
Hospital Licensure	74 O.S. § 192	OAC 310:667 OAC 310:670	51% fees, 49% appropriation 100% appropriation	Chief Protective Officer Chief Protective Officer	Medical Facilities Service Health Resources Development Service			
Nurse Aide Registry	63 O.S. § 1-1950.3	OAC 310:677; OAC 310:2-15-3	30% fees, 70% appropriation	Chief Protective Officer	Health Resources Development Service		Transfer to Board of Nursing	Registry and background checks of nurse aides, primarily employed in long-term care facilities
Nursing and Specialized Facilities	63 O.S. §1-1901	OAC 310:675	13% fees, 87% appropriation	Chief Protective Officer	Long Term Care Service		By rule change, eliminate 25/30 day complaint investigation requirements	Category of facility licensed by Long Term Care
Office of Child Abuse Prevention (OCAP)	63 O.S. § 1-227.1	OAC 310:529-3	Subsidized with state	Chief Health Services Officer	Family Support and Prevention Service			
Oklahoma Child Abuse Prevention Act							Transfer to DHS	
Public Bathing Places	63 O.S. § 1-1013	OAC 310:315	58% fees, 42% appropriation	Chief Protective Officer	Consumer Health Service		Transfer to Labor Department or DEQ	
Residential Care Homes	63 O.S. § 1-820; OAC 310:680	OAC 310:680	11% fees, 89% appropriation	Chief Protective Officer	Long Term Care Service		1X inspections per year, eliminate 25/30 day complaint investigations	Category of facility licensed by Long Term Care
Sanitarians and Environmental Specialists	59 O.S. § 1150	OAC 310:345	30% fees, 70% appropriation	Chief Protective Officer	Consumer Health Service		Transfer to OMES/HCM or Labor Dept.	
Adult Day Care Centers	63 O.S. § 1-874	OAC 310:605	11% fees, 89% appropriation	Chief Protective Officer	Long Term Care Service			Category of facility licensed by Long Term Care
Ambulatory Surgical Care Centers	63 O.S. §2660	OAC 310:615	19% fees, 81% appropriation	Chief Protective Officer	Medical Facilities Service			
Oklahoma Volunteer Charitable Healthcare Provider Program	51 O.S. Supp. 2007, 55 152 and 152.2	OAC 310:2-27-4		Chief Governmental and Regulatory Affairs Officer	Center for Health Innovation and Effectiveness			Program offers state tort immunity from liability to health care providers who provide care to medically indigent persons at a free clinic, and who are working within the scope of employment of a charitable health care provider. The OVCHPP also offers healthcare providers state tort immunity from liability in instances where a patient is referred from a free clinic to another charitable healthcare provider for medical services.

Program	Statute	Agency	Funding	Staff	Service	Notes
Manufactured Food Inspection and regulation	63 O.S. § 1-1101; 63 O.S. § 1-1102	OAC 310-225, OAC 310-257, OAC 310-260, OAC 310-390		Chief Protective Officer	Consumer Health Service	Program for inspection of manufactured foods, such as those in vending machines. Does not include inspection of restaurant prepared food (see "Food Service Inspection and Certification")
X-Ray diagnostic testing and permits	63 O.S. § 1-291.1	OAC 310-281		Chief Protective Officer	Consumer Health Service	
Body Piercing and Tattooing	21 O.S. § 21-842.3	OAC 310-233		Chief Protective Officer	Consumer Health Service	
Hearing Aid Dealers and Fitters	63 O.S. § 1-1750	OAC 310-265	100% fees	Chief Protective Officer	Consumer Health Service	Transfer to AG or Board of Audiology
Licensed Genetic Counselors	63 O.S. § 1-561 et seq.	OAC 310-406	100% fees	Chief Protective Officer	Consumer Health Service	Transfer to Medical Licensure Board
Retail Food Service, Hotels, Motels	63 O.S. § 1-1118	OAC 310-257	100% fees	Chief Protective Officer	Consumer Health Service	Program for inspection of prepared foods in restaurants, under Oklahoma Food Code.
Workplace Drug and Alcohol Testing	40 O.S. § 551 et seq.	OAC 310-638	99% fees, 1% appropriation	Chief Protective Officer	Medical Facilities Service	
Oklahoma Childhood Lead Poisoning Prevention Program	63 O.S. § 1-114.1	OAC 310-512		Chief Health Services Officer	Screening and Special Services	
Newborn Screening Program	63 O.S. § 1-533	OAC 310-550		Chief Health Services Officer	Screening and Special Services	
Newborn Hearing Screening Program	63 O.S. § 1-543	OAC 310-540		Chief Health Services Officer	Screening and Special Services	
Stem Cell Cures and Therapy Reporting	63 O.S. § 270.1	OAC 310-551-1-1		Chief Health Services Officer	Screening and Special Services	Mandated reporting for institutions engaging in stem cell research, annual report to Governor and Legislature
Oklahoma Birth Defects Registry	63 O.S. § 1-550.2	OAC 310-550-19-1		Chief Health Services Officer	Screening and Special Services	
Clinical Practice Physician Approved Protocols	63 O.S. § 1-290.2 63 O.S. § 1-1450	OAC 310-234		Chief Health Services Officer	Nursing Service	
National Practitioner Data Bank Reporting (Federal)	42 USC 11131	45 CFR 60	Subsidized with state	Chief Protective Officer	Consumer Health Service	OSDH is required to report sanction of licensed health care entities and providers to federal database
Home Care Agencies	63 O.S. § 1-1960	OAC 310-662	License fees	Chief Protective Officer	Quality Improvement and Evaluation Service	
Hospices	64 O.S. § 1-860.1	OAC 310-661	License fees	Chief Protective Officer	Medical Facilities Service	
Birthing Centers	63 O.S. § 1-702a	OAC 310-616		Chief Protective Officer	Medical Facilities Service	
Traumatic Brain Injury	63 O.S. § 1-291.1				Injury Prevention Service	
Sooner Start	70 O.S. § 113-123			Chief Health Services Officer	Family Support and Prevention Service	
Public Health Investigation and Disease Detection of Oklahoma	63 O.S. § 1-503	OAC 310-515-1		Chief State Epidemiologist	Acute Disease	
Tuberculosis Program	63 O.S. § 1-402	OAC 310-521-3-1		Chief State Epidemiologist	Acute Disease	
Maternal and Child Health	63 O.S. § 1-231			Chief Health Services Officer	Maternal and Child Health	
Family Planning	63 O.S. § 2074	OAC 310-530		Chief Health Services Officer	Maternal and Child Health	
School Health - Vision Screening, Training and Rules	70 O.S. § 1210.284 63 O.S. § 1-740-11; 63 O.S. § 1-751	OAC 310-531	Federal or state for staff PIN	Chief Health Services Officer	Maternal and Child Health	
Alternatives to Abortion		OAC 310-527		Chief Health Services Officer	Family Support and Prevention Service	
Public Health Laboratory	42 U.S.C. 6A 263a;	OAC 310-546		Chief State Epidemiologist	Office of the State Epidemiologist	
Office of Scientific and Research Integrity	45 CFR 46	OAC 310-10-7		Chief State Epidemiologist	Office of the State Epidemiologist	
School Health - Chase Morris Sudden Cardiac Arrest Prevention Act	70 O.S. § 24-156		Federal or state for staff PIN	Chief Health Services Officer	Maternal and Child Health Service	Provides website used to inform and educate students participating in athletic activity on the warning signs of sudden cardiac arrest.
Health Maintenance Organization	36 O.S. § 1-6903	OAC 310-659		Chief Protective Officer	Health Resources Development Service	
Certified Workplace Medical Plans	40 O.S. § 64	OAC 310-657		Chief Protective Officer	Health Resources Development Service	
HIV/STD Prevention and Intervention	63 O.S. § 1-517; 63 O.S. § 1-534	OAC 310-515-1-2; OAC 310-521-5-1; OAC 310-660		Chief State Epidemiologist	Acute Disease	Prevention and intervention for communicable diseases, training to labs, health care providers and general public on reportable conditions
Care Delivery	42 U.S.C. 300ff.	OAC 310-515-1-2; OAC 310-521-5-1; OAC 310-660	Federal funds	Chief State Epidemiologist	Acute Disease	Ryan White - Provides programs and support related to: care and treatment services for people living with HIV/AIDS, several parts which also include conditions such as viral hepatitis and perinatal conditions

Surveillance and Analysis Immunization	63 O.S. § 1-503 70 O.S. §1210.191 et seq; 42 U. OAC 310:535	OAC 310:515-1-2; OAC 310:521-5-1; OAC 310:661	Chief State Epidemiologist Chief State Epidemiologist	Acute Disease Acute Disease	Collects data using the PHIDO and other systems, for surveillance and analysis of reportable diseases as specified by 63 O.S. § 1-503
Catastrophic Health Emergency Task Force Membership Advance Directives	63 O.S. § 6101; 63 O.S. § 3102.2	OAC 310:96	Federal Funds Chief State Epidemiologist	Emergency Preparedness and Response Center for Health Statistics	19-member body required to create a response plan for public health and preparedness. State HHS Cabinet Secretary chairs, OSDH Commissioner or designee serves as a member.
Vital Statistics	63 O.S. §1-301; 63 O.S. § 1-738	OAC 310:105		Center for Health Statistics	Collection of data related to birth and death certificates, regulations for submissions of vital events from healthcare providers, reporting by Health Care Information for birth/death rates
Health Care Information - Oklahoma Health Care Information System Act	63 O.S. §1-118 et seq.	OAC 310-9		Center for Health Statistics	Collection, standardize and report hospitalization and discharge data as determined in the Oklahoma Health Care Information System Act. Also required to report induced termination of pregnancy (abortion) under state law. Reporting on home visiting program outcomes, in collaboration with Oklahoma Commission on Children and Youth, Oklahoma Partnership for School Readiness
Family Support Accountability/Home Visiting Accountability Act	10 O.S. §601.80	OAC 310:528		Family Support and Prevention Service	
Public Health Advisory Councils					
Consumer Protection Licensing Advisory Council	63 O.S. §1-103a.1(c)		Chief Protective Officer	Consumer Health Service	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Trauma and Emergency Response Advisory Council	63 O.S. §1-103a.1(d)		Chief Protective Officer	Emergency Systems	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Regional Trauma Advisory Boards	63 O.S. §1-2530.5		Chief Protective Officer	Emergency Systems	Board representing individuals, hospitals in geographic areas in statewide trauma systems planning.
Infant and Children's Health Advisory Council	63 O.S. §1-103a.1(e)		Chief Health Services Officer	Community and Family Health Services	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking.
Advancement of Wellness Advisory Council Osteoporosis prevention and awareness	63 O.S. §1-103a.1(f) 63 O.S. §1-260.4		Chief Health Services Officer Chief Health Services Officer	Center for Wellness Center for Wellness	7-member body advising OSDH, Center supports the Advancement of Wellness Advisory Council. Linked to Advancement of Wellness Council
Home Care, Hospice and Palliative Care Advisory Council	63 O.S. §1-103a.1(g)		Chief Protective Officer	Medical Facilities Service	9-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Groups with State Commissioner of Health or Designee Membership					
Oklahoma Partnership for School Readiness Home Visitation Leadership Advisory Council	10 O.S. §601.80		Chief Health Services Officer Chief Health Services Officer	Family Support and Prevention Service Family Support and Prevention Service	Optional? OPSR guides Head Start/Early Childhood programs, under 42 USC 9837b and 10 O.S. §601.80. State Commissioner is named as a member, OSDH assists with annual reporting. Linked to OPSR, guides coordination and funding for Home Visitation Programs
Food Service Advisory Council	63 O.S. §1-106.3	OAC 310:257	Chief Protective Officer	Consumer Health Service	14-member body advising OSDH/Board of Health, 9 members appointed by Commissioner of Health
Hospital Advisory Council	63 O.S. §1-707	OAC 310:667	Chief Protective Officer	Medical Facilities Service	9-member body advising OSDH/Board of Health, appointed by Commissioner of Health
Long Term Care Facility Advisory Board	63 O.S. § 1-1923		Chief Protective Officer	Long Term Care	27-member body advising OSDH, OSDH must provide clerical staff.

State Council on Aging	63 O.S. § 1-2216	OAC 340:105-10 -12		Chief Protective Officer	Long Term Care	30-member body advising DHS, OSDH Commissioner or designee named as a member.
Health Care Information Advisory Committee	63 O.S. §1-122	OAC 310:9-7-1			Center for Health Statistics	35-member committee providing input to OSDH for data collection under the act, 17 members appointed by OSDH Commissioner
Sanitarian and Environmental Specialist Registration Advisory Council	59 O.S. § 1150.5 et seq.	OAC 310:345-1-2		Chief Protective Officer	Consumer Health Service	9-member body advising OSDH/Board of Health, OSDH Commissioner or designee named as a member, appoints 2 state-employee members
Oklahoma State Board of Examiners for Long-Term Care Administrators	63 O.S. § 330.52	OAC 490:1-3-1		Chief Protective Officer	Long Term Care	15-member body, separate state agency, OSDH Commissioner or designee has one membership.
Governor's Oklahoma United We Ride Council	E.O. 2015-11				Center for Health Innovation and Effectiveness	12-member body, advising on transportation services. OSDH Commissioner or designee has one membership representative.
Suicide Prevention Council Membership	43A O.S. § 12-104		Federal or state for staff PIN	Chief Protective Officer	Injury Prevention Service	27-member body, advising on statewide suicide prevention program recommendations. OSDH Commissioner appoints 2 members.
Oklahoma Plan for Comprehensive Treatment of Chronic Obstructive Pulmonary Disease Act.	63 O.S. §1-450			Chief Health Services Officer	Center for Wellness	Currently no work is being done beyond tobacco prevention/cessation efforts. No funding.
Tumor Registry	63 O.S. §1-551.1; 63 O.S. §1-556	OAC 310:567	Federal and state funds		Center for Wellness/Center for Health Statistics	OSCR operations were moved to CHS in May 2017 while the funding, PI and admin support remain in CAW. The move allows for OCCR staff to have more analytics support, but the program cannot be separated from the Cancer Prevention & Control Program, which is within the chronic disease unit of CAW.
Investigations and other actions - Compilation and evaluation of information.	63 O.S. §1-552				Center for Wellness/Center for Health Statistics	Cancer is included. There is an annual legislative report listed, but CAW is unaware if the mandate is currently being or has been previously fulfilled.
Clean Air in Restaurants Act - Restaurant rebate program	63 O.S. §1-1515				Protective Health/Center for Advancement of Wellness	
Oklahoma Tobacco Use Prevention and Cessation Act	63 O.S. §1-229.1 et seq.	OAC 210:15-26	Federal, state and revolving funds		Center for Wellness	Tobacco Prevention programs & annual state plan submission
Oklahoma Breast and Cervical Cancer Act	63 O.S. §1-554 et seq.	OAC 310:566-567	Federal, state and revolving funds		Center for Wellness	Take Charge! program & annual legislative report
Quality Afterschool Opportunities Act to Reduce Childhood Obesity and Improve Academic Performance	63 O.S. §1-559 et. seq				Center for Wellness	
Oklahoma Certified Healthy Communities Act	63 O.S. §2060		Federal and revolving funds	Chief Health Services Officer	Center for Wellness	Recognition program only
Tanning Facilities	63 O.S. § 7302		Subsidized with state		Consumer Health Service/Center for Wellness	CAW has drafted the proposed rules and is handling all public inquiries
Oklahoma Certified Healthy Schools Act	63 O.S. §2061		Federal and revolving funds	Chief Health Services Officer	Center for Wellness	Recognition program but also includes the Incentive Grant program subject to the availability of funds
Oklahoma Organ Donor Education and Awareness Program Revolving Fund	63 O.S. §2220.3	OAC 210:15-18-1	Revolving funds	Chief Health Services Officer	Center for Wellness	The Center is responsible for contracting with Life Share each year (163-2200-204) on the public education campaign. Linked to Advancement of Wellness Advisory Council
Diabetes prevention reporting	63 O.S. §7301		Federal funds	Chief Health Services Officer	Center for Wellness	The Center is responsible for the OSDH side of the report.
Diabetes Training	70 O.S. § 1210.196.5	OAC 310:590	Federal or state for staff PIN	Chief Health Services Officer	Center for Wellness	The Center is responsible for defining standards and training for the prevention of diabetes.
Oklahoma Leukemia and Lymphoma Revolving Fund	68 O.S. §2368.15		Revolving funds	Chief Health Services Officer	Center for Wellness	The Center works with the identified voluntary organization and monitors the contract.

Information and Assistance from State Department of Health for Healthy and Fit School Advisory Committees Smoking in Public Places and Indoor Workplaces Act	70 O.S. §24-100b 63 O.S. § 1-1521 et seq. 21 OS § 1247	OAC 310-355	Federal funds Subsidized with state	Chief Health Services Officer Chief Protective Officer/Chief Health Services Officer	Maternal and Child Health / Center for Wellness Protective Health/Center for Wellness	Unfunded mandate, P.L. 103-31 requires state agencies offering federal public assistance to assist w/ voter registration; WIC is federally funded through USDA, but voter reg. component is unfunded.
WIC- Voter Registration	P.L. 103-31	7 CFR 246; OAC 310-410	Federal or state for staff PIN	Chief Health Services Officer	WIC	

Word Document Reference

Long Term Care Service
Facility Services Division
Traumatic Brain Injury
Sooner Start
Public Health Investigation and
Disease Detection of
Oklahoma
Tuberculosis Program

Maternity and Prenatal Health
Family Planning
Alternatives to Abortion
Public Health Laboratory
Office of Scientific and
Research Integrity
Clinical Practice Physician
Approved Protocols
[HIV/STD Prevention and
Intervention
Care Delivery](#)
Surveillance and Analysis
Immunization
Catastrophic Health
Emergency Task Force
Membership
[Advance Directives](#)

Cancer Registry - Operations
Vital Statistics
Health Care Information

Notes

Delete the Long Term Care Service that was in row 44 in the mandates tab. The authorizations and rules are correctly cited in the rows dealing with assisted living, adult day care,nursing and specialized facilities, and residential care homes.

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hority related to Individuals with Disabilities Act (IDEA) under federal law

▫ implementing division for IRB and Human Subjects Protections, as mandated under Federal Law for ag

▫ the usage of physician protocols, which also relate to the Oklahoma Nursing Practice Act (63 O.S. 567.3

▫ the non-Ryan White portions of HIV within state law and the general portions of STD programs in state
pecifically to the Ryan White HIV Care Delivery, within Acute Disease/HIV/STD

▫ the broader surveillance and mandated reporting of disease within HIV/STD

ally referred to within state law Title 70 (Schools), indirect references in terms of laboratory, reportable c

▫ the task force named in 63 O.S. Section 6101, which references OSDH and the Emergency Preparednes

▫ Cancer Registry, previously under Chronic Disease and now operated under Center for Health Statistics:
pes of statistics with separate law authorization and rules...how to cite? Grouped Vital Statistics with Ab
Health Care Information System Act has multiple types of statistics with separate law authorization and

encies receiving HHS Funding.

3)

law

disease, health information exchange, emergency powers, etc. in Title 63. Also has numerous federal leg

ss and Response division

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ortion-related reporting
rules...how to cite?

isolation, but not sure if it's considered mandatory

Program Name/Description	Statute/Administrative Code	Administrative Code
Advisory Committee on Services to Persons with Developmental Disabilities	10 O.S. § 1412	OAC 340:100-3-25
Health Care Workforce Resources Board	74 O.S. § 3202.2	
Child Abuse Training and Coordination Council	63 O.S. § 1-227.9	
Vulnerable Adult Intervention Task Force	43A O.S. § 10-112	
Hazardous Substances	63 O.S. § 1-1602; 63 O.S. § 1-1608	
Childrens Shelter Annual Inspection	10A O.S. §; 1-9-111 (D)	OAC 340:110-3-167
Abatement and Control of Noise	63 O.S. § 1-1512	
Okahoma Sleep Diagnostic Testing Regulation Act	63 O.S. § 1-7200.5	
Community Paramedic	63 OS § 1-2503-2505	OAC 310:641-5
Residents and Family State Council	63 O.S. § 1-1923.1	

Funding Source(s)	OSDH Area(s)	Required / Optional / Cancelled	Recommended for Transfer
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Ended/phased out at the end of 2016.

Family Support and Prevention Service
 Inactive, phased out after 2006 report
 Inactive, merged under Infant and Childrens Health Advisory Council

Subsidized with state	N/A	Transferred
Subsidized with state	N/A	Transferred
Subsidized with state		

Subsidized with state		Inactive pending development of training curricula by educational institutions and paramedic service providers
Subsidized with state	Emergency Systems	

Subsidized with state	N/A	Inactive due to lack of funding and logistical challenges bringing the requirement membership together for public meetings in four different geographic areas of the state.
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Details/Notes

21-member body advising DHS on programs for clients with disabilities, OSDH designee named as member, subject to change based on OKDHS committee bylaws.

19-member body chaired by OSRHE. OSDH Commissioner or designee named as a member. Inactive after 2006 report was released.

22-member body, appointed by OCCY. Advises OSDH. OSDH has two membership representatives (one from MCH, one from overall agency)

11-member body advising DHS, ODMHSAS, OSDH Commissioner or designee named as a member.

Rules established by DEQ

Rules established by OKDHS

Not yet implemented

Not Yet Implemented

OSDH EMS division has defined rules for paramedics, but not yet defined specific rules for "community paramedics"